

Notices, and Forms 159 and 159-C are available from the Commission's Public Service Division and can be downloaded from the Internet (ftp@fcc.gov). Forms may also be obtained by contacting the Forms Hotline at (800) 418-3676 outside the Washington, DC area, or (202) 418-3676 locally. For additional information, please contact the Fees Hotline at (202) 418-0192, or write to: Federal Communications Commission, ATTN: Public Service Division, 1919M Street, NW., Washington, DC 20554.

Payment Procedures for Cable Television Systems

Subscriber Fees

All cable television system are subject to a fee of \$0.49 per subscriber.¹ A system's total subscriber fee can be determined by multiplying \$0.49 times the number of subscribers within all community units in which it operates (as defined below and at page 2 of the Instructions for FCC Form 325 "Annual Report of Cable Television Systems"). Use the same number of subscribers as reported to the Commission in your 1994 Annual Report of Cable Television Systems—FCC Form 325. You may pay for multiple community units with a single payment instrument as long as the community units are all part of the same cable system or are part of a group of commonly-owned cable systems.

CARS and Broadcast Auxiliary Licenses

Cable systems holding CARS licenses must pay a regulatory fee of \$290.00 for each CARS license and, if applicable, a regulatory fee of \$30.00 for each Broadcast Auxiliary Service license held as of October 1, 1994.

Note: One payment may be submitted for all regulatory fee obligations (i.e., "subscriber fees" and all Cable Antenna Relay Service and Broadcast Auxiliary Service licenses).

Payment Due Date

All regulatory fee payments for cable television systems must be received at the Commission by September 20, 1995.

Special Instructions for Completing FCC Forms 159 & 159-C

FCC Form 159 ("FCC Remittance Advice") and, as necessary, FCC Form 159-C ("Advice Continuation Sheet")

¹ Number of Subscribers in a Community Unit=Number of single family dwellings+Number of individual households in multiple dwelling units (e.g., apartments, condominiums, mobile home parks, etc.) paying at the basic subscriber rate+Number of bulk-rate customers+Number of courtesy and free service. (NOTE: Bulk-Rate Customers=total annual bulk rate charge+basic annual subscription rate for individual households). See also, FCC Form 325 Instructions (page 2).

must accompany all regulatory fee payments. Form 159 allows payors to report information on one or more payment items (e.g., multiple community units, CARS licenses, Broadcast Auxiliary Service licenses, or any combination). Use Form 159-C to report additional community units or licenses.

FCC Form 159 and 159-C have been attached to this Public Notice for you to complete and remit with your payment. Payors filing electronically must include information equivalent to the items on the FCC Form 159 and 159-C. You may make additional copies of the forms as required. In addition to the instructions for Form 159 (which are on the reverse side of the Form 159), the following information applies specifically to cable television payors:

Block 12—"FCC Call Sign/Other ID":

- Enter your community unit identification number for reporting subscribers in each community unit within your system.
- Enter your call sign for CARS or Auxiliary Service licenses.

Block (14)—"Payment Type Code":

TOCN: Use this code when paying a subscriber fee (\$0.49 per subscriber). Please note that subscriber information must be provided for each community unit in which the system is operated.

TQCN: Use this code when making a regulatory fee payment for a CARS license (\$290.00 per license).

MUBN: Use this code when making a regulatory fee payment for a Broadcast Auxiliary Service license (\$30.00 per license).

Block (15)—"Quantity":

- For subscriber fees (payment type code TOCN) enter the number of subscribers within each community unit. For CARS or Broadcast Auxiliary Service licensees, enter "1" in this block.

Block (16)—"Amount Due":

- For subscriber fees (payment type code TOCN), multiply the amount in Block 15 ("Quantity") by \$0.49 and enter the result here. Round down to the nearest whole dollar.
- For CARS licenses (payment type code TQCN) enter \$290.00.
- For Broadcast Auxiliary Service licenses (payment type code MUBN) enter \$30.00.

Block (17)—"FCC Code 1":

- Leave Blank.

Block (18)—"FCC Code 2":

- For subscriber fees only (i.e., payment type code TOCN): Provide the name of the community unit.

Federal Communications Commission.

William F. Caton,
Acting Secretary.

[FR Doc. 95-19049 Filed 8-2-95; 8:45 am]

BILLING CODE 6712-01-M

FY 1995 International Services Regulatory Fees

August 1, 1995.

The Federal Communications Commission issues this Public Notice in order to provide valuable information concerning the payment of regulatory fees in 1995. If you are a licensee in any of the services handled by the International Bureau, you should carefully review this Public Notice.

Who Must Pay Regulatory Fees in 1995

The following regulatees must pay fees in 1995: international public fixed (Part 23) licensees, international (HF) broadcast licensees (Part 73), providers of international bearer circuits, earth station regulatees, and space station regulatees. Governments and nonprofit (exempt under Section 501(c) of the Internal Revenue Code) entities are exempt from paying regulatory fees and should not submit payment, but may be asked to submit a current IRS Determination Letter documenting its nonprofit status, a certification of governmental authority, or certification from a governmental authority attesting to its exempt status. Direct broadcast satellite (DBS) licensees are exempt from payment of regulatory fees on an individual subscriber basis; however, licensees of operational geosynchronous orbit space stations utilized for DBS are subject to payment of the space station regulatory fee.

Why the Commission Must Collect Regulatory Fees

The requirement to collect annual regulatory fees from international regulatees was contained in Public Law 103-66, "The Omnibus Budget Reconciliation Act of 1993." These regulatory fees, which are likely to change each fiscal year, are used to offset costs associated with the Commission's enforcement, public service, international and policy and rulemaking activities. These fees are in addition to any application processing fees associated with obtaining a license or other authorization from the Commission.

When Fees Will Be Due

Regulatees must pay the following regulatory fees to the Commission by September 20, 1995, in order to avoid a 25% late penalty. For FY95, installment

payments will not be permitted for any service category. All regulatory fees must be paid in full by the September 20, 1995 due date.

| Type of fee | Regulatory fee payment | Fee code |
|---|---|----------|
| International Bearer Circuits | \$4.00 per active 64 KB circuit or equivalent. ¹ | CICN |
| International Public Fixed Radio Service | 200 per call sign | CFRN |
| Geosynchronous Orbit Space Stations | 75,000 per operational station | CSGN |
| VSAT and Equivalent C-Band Earth stations | 330 per authorization or registration | CAVN |
| Mobile Satellite Earth Stations | 330 per authorization or registration | CARN |
| Earth Station Antennas: Transmit/Receive or Transmit Only | 330 per authorization or registration | CSTN |
| International (HF) Broadcast Stations | 250 per station license | CRIN |

¹ Equivalent circuits include the 64 KB circuit equivalent of larger bit stream circuits (e.g., the 64 KB equivalent of a 2.048 MB circuit is 30) and analog circuits such as 3 and 4 KHz circuits used for international services. The number of equivalent 64 KB circuits for analog television channels is given by the following table:

| Analog television channel size (MHz) | No. of equivalent 64 KB circuits |
|--------------------------------------|----------------------------------|
| 36 | 630 |
| 24 | 288 |
| 18 | 240 |

Payment Procedures for International Services

International Bearer Circuits

Who Must Pay: Facilities-based common carriers activating international bearer circuits in any transmission facility for the provision of service to an end user or resale carrier. Private submarine cable operators also are to pay fees for international bearer circuits sold on an indefeasible right of use (IRU) basis or leased to any customer other than an international common carrier authorized by the Commission to provide U.S. international common carrier services. Government-licensed and nonprofit (exempt under section 501 of the Internal Revenue Code) entities are exempt from paying regulatory fees. Entities claiming exemption based on one of these criteria should not submit payment, but may be asked to submit a current IRS Determination Letter documenting its nonprofit status, a certification of governmental authority, or certification from a governmental authority attesting to its exempt status.

Fee Calculation: \$4.00 per active 64 KB circuit or equivalent. Use fee code "CICN" on FCC Form 159 when making payment for international bearer circuits.

International Public Fixed Radio Licensees

Who Must Pay: Licensees authorized as common carriers to provide radio communications between the United States and a foreign point via microwave, HF or troposcatter systems (other than satellite earth stations). This does not include service between the United States and Mexico and the

United States and Canada using frequencies above 72 MHz. Government-licensed and nonprofit (exempt under section 501 of the Internal Revenue Code) licensees are exempt from paying regulatory fees. Licensees claiming exemption based on one of these criteria should not submit payment, but may be asked to submit a current IRS Determination Letter documenting its nonprofit status, a certification of governmental authority, or certification from a governmental authority attesting to its exempt status.

Fee Calculation: \$200 per call sign. Use fee code "CFRN" on FCC Form 159 when making payment for international public fixed radio service.

International (HF) Broadcast Stations

Who Must Pay: Licensees of international (HF) broadcast stations whose license was granted on or before October 1, 1994. Governments and nonprofit (exempt under section 501 of the Internal Revenue Code) entities are exempt from paying regulatory fees and should not submit payment, but may be asked to submit a current IRS Determination Letter documenting its nonprofit status, a certification of governmental authority, or certification from a governmental authority attesting to its exempt status.

Fee Calculation: \$250 per call sign. Use fee code "CRIN" on FCC Form 159 when making payment for international (HF) broadcast radio service.

Space Stations

Who Must Pay: Entities authorized to operate space stations in geosynchronous orbit² in accordance

² Domestic and international satellites, positioned in orbit to remain approximately fixed relative to the earth, authorized to provide communications between satellites and earth stations on a common carrier or private carrier basis in accordance with section 25.120(d). See 47 C.F.R. § 25.120(d). Entities authorized to operate these space stations in accordance with section 25.120(d), will be assessed an annual regulatory fee of \$75,000 for each operational station in geosynchronous orbit on October 1, 1994.

with section 25.120(d). Government-licensed and nonprofit (exempt under section 501 of the Internal Revenue Code) space stations are exempt from paying regulatory fees. Stations claiming exemption based on one of these criteria should not submit payment, but may be asked to submit a current IRS Determination Letter documenting its nonprofit status, a certification of governmental authority, or certification from a governmental authority attesting to its exempt status.

Fee Calculation: \$75,000 per operational station³ in geosynchronous orbit. Use fee code "CSGN" on FCC Form 159 when making payment for space stations in geosynchronous orbit.

Earth Stations

Who Must Pay:

VSAT and Equivalent C-Band Antennas: Earth station systems comprising very small aperture terminals make up authorized networks operating in the 12 and 14 GHz bands that provide a variety of communications services to other stations in the network. Each system, authorized pursuant to blanket licensing procedures in Part 25 of the Rules, consists of a network of technically-identical small fixed-satellite earth stations which often includes a larger hub station. For FY 1995, entities holding these types of authorizations as of October 1, 1994, will be assessed a regulatory fee of \$330 per authorization or registration as well as a separate fee of \$330 for each associated Hub Station.

Mobile Satellite Earth Stations: Under Part 25 of the Rules, mobile satellite service providers operate under blanket licenses for mobile antennas (transceivers), which are smaller than one meter and provide voice or data communications, including position location information, for mobile platforms such as cars, buses or trucks. For FY 1995, entities holding these

³ Stations operating in accordance with section 25.120(d) as of October 1, 1994.

types of authorizations as of *October 1, 1994*, will be assessed a fee of \$330 per authorization or registration.

Earth Station Antennas: Transmit/Receive and Transmit Only Antennas: Persons authorized or registered under Part 25 to operate fixed-satellite earth station antennas that are operated by private carriers and common carriers to provide telephone, television, data, and other forms of communication. This category includes antennas used to transmit and receive and transmit-only. Also included in this category are telemetry, tracking and control (TT&C) earth stations. For FY 1995, holders of these types of authorizations as of *October 1, 1994*, will be assessed a fee of \$330 per authorization or registration.

Earth Station Antennas: Receive Only Antennas: Receive only earth stations are *exempt* from payment of regulatory fees.

Government-licensed and nonprofit (exempt under section 501 of the Internal Revenue Code) earth station entities are exempt from paying regulatory fees. Stations claiming exemption based on one of these criteria should not submit payment, but may be asked to submit a current IRS Determination Letter documenting its nonprofit status, a certification of governmental authority, or certification from a governmental authority attesting to its exempt status.

In instances in which an earth station's license limits its operational authority to a particular satellite system which is not yet operational, the regulatory fee payment for the *earth station* will not be due until the first satellite of the related system becomes operational pursuant to section 25.120(d) of our rules.

Fee Calculation

\$330 per authorization or registration or Hub Station. Use fee code "CAVN" on FCC Form 159 when making payment for VSAT and Equivalent C-Band Antennas and associated Hub Stations.

\$330 per authorization or registration. Use fee code "CARN" on FCC Form 159 when making payment for Mobile Satellite Earth Stations.

\$330 per authorization or registration. Use fee code "CSTN" on FCC Form 159 when making payment for Transmit/Receive and Transmit Only Earth Station Antennas.

FCC Form 159

Regulatory fee payments *must* be accompanied by FCC Form 159 ("FCC Remittance Advice"). A copy of this form, with specific instructions, is attached to this Public Notice. Please

see "Special Instructions for Completing FCC Forms 159 & 159-C" for detailed information on how to correctly complete these Forms.

Where To Send Regulatory Fee Payments

If sending your regulatory fee payment by *mail*, please address your envelope as follows: Federal Communications Commission, Regulatory Fees, P.O. Box 358835, Pittsburgh, PA 15251-5835.

If you prefer to send your regulatory fee payment by *courier* to our lockbox bank, you may do so 24 hours per day (except bank holidays). Please address your envelope and deliver it to the following address: Federal Communications Commission, c/o Mellon Bank, Three Mellon Bank Center, 525 William Penn Way, 27th Floor, Room 153-2713, Pittsburgh, PA 15259-0001, (Attention: FCC Module Supervisor).

Method of Payment

Regulatory fee payments may be made by check, money order, or by credit card (Visa or Mastercard only). When paying by credit card, please make sure you sign the appropriate block of Form 159. Payments may also be made by wire transfer or by electronic funds transfer (EFT). Instructions for wire transfer payment are provided below.

Note: We encourage arrangements to consolidate regulatory fee payments either by a single entity or by different entities into a single payment instrument. Consolidated fee payments may cover several different service categories. Multiple fee payments may be made with one check, money order, credit card or electronic payment. Payors who will be making a single payment for a significant number of entities and wish to submit automated data submissions in lieu of a large number of FCC Forms 159-C ("Advice Continuation Sheets") may do so. There is no limit to the number of payment items.

Wire Transfer Payment Instructions

A wire transfer is a transaction that you initiate via your bank. It authorizes your bank to wire funds from your account to our lockbox bank, the Mellon Bank in Pittsburgh, PA. All payments made by wire transfer must be supported by a completed FCC Remittance Advice (FCC Form 159) and Advice Continuation Sheet (FCC Form 159-C), if required. The Form 159 must be faxed to Mellon Bank at (412) 236-5702 at least one hour before the wire transfer on the same business day. Indicate on the top of the FCC Form 159 "Wire Transfer—Regulatory Fee Payment." In the "Reserve Box" located at the upper left hand corner indicate "358835." Failure to submit the

completed Form 159 will result in a delay in crediting your account. Due to Federal Reserve regulations, wire transfers received after 6:00 p.m. (EST) will be credited the next business day.

The following information should be provided to your bank in order to complete the wire transfer:

ABA Routing Number 043000261

Receiving Bank: Mellon Pittsburgh

BNF: FCC/ACV—9116106

OBI Field: (Skip one space between each information item)

"REGULATORYPAY"

FCC ACCOUNT NO. (Exactly as on Form 159, Block #1)

PAYOR NAME (Exactly as on Form 159, Block #3)

Phone: (Daytime Phone #, exactly as on Form 159 Block #9)

Compliance

International regulatees are solely responsible for accurately accounting for all satellites, systems, and authorizations and for paying the proper regulatory fees. Any omission or payment deficiency can result in a 25% monetary penalty, dismissal of pending actions, and/or revocation of any authorization. Additionally, the Commission intends to invoke its authority under the Debt Collection Act against any regulatee failing to meet its regulatory fee payment obligations.

Note: The Commission has identified several entities which have not paid the required fee for FY 1994 and has begun taking appropriate steps to secure collection of these fees and penalties due. You are strongly urged to submit your payments on time and accurately in order to avoid a penalty.

Waivers, Reductions and Deferrals of Regulatory Fees

The Commission will consider requests for waivers, reductions or deferrals of regulatory fees, *in extraordinary and compelling circumstances only*, upon a showing that such action overrides the public interest in reimbursing the Commission for its regulatory costs. Timely submission of the appropriate regulatory fee must accompany requests for waivers or reductions. This will ensure efficient collection in situations where a waiver or reduction is not warranted and will allow the requestor to avoid a 25% late-payment penalty if its request is denied. The regulatory fee would be refunded later if the request is granted. Only in exceptional or compelling instances (where payment of the regulatory fee along with the waiver or reduction request could result in the reduction of service to a community or other financial hardship to the regulatee

or licensee), will the Commission accept a petition to defer payment along with a waiver or reduction request. All requests for deferments must be filed before *September 20, 1995*, in order to avoid the 25% late-payment penalty.

Additional Information

The Commission has prepared a number of informative Fee Filing Guides for information on *application* fees for international services, and for information on *application* and *regulatory* fees for the common carrier, mass media, international, engineering and technology, compliance and information, and wireless radio services. These Guides, other Public Notices, and Forms 159 and 159-C are available from the Commission's Public Service Division and can be downloaded from the Internet (ftp@fcc.gov). Forms may also be obtained by contacting the Forms Hotline at (800) 418-3676 outside the Washington, DC area, or (202) 418-3676 locally. For additional information, please contact the Fees Hotline at (202) 418-0192, or write to: Federal Communications Commission, ATTN: Public Service Division, 1919 M Street, NW., Washington, DC 20554.

Special Instructions for Completing FCC Forms 159 & 159-C

FCC Form 159 ("FCC Remittance Advice") and, as necessary, FCC Form 159-C ("Advice Continuation Sheet") must accompany all regulatory fee payments. Form 159 allows payors to report information on one or more payment items (e.g., satellites, earth stations, or any combination). Use Form 159-C to report additional payment items (when using Form 159-C, please indicate the page number in the appropriate space on the Form).

An FCC Form 159 and a 159-C have been attached to this Public Notice for you to complete and remit with your payment. You may make additional copies of the forms as required. In addition to the instructions for Form 159 (which are on the reverse side of the Form), the following information applies specifically to international payors:

Block (12)—"FCC Call Sign/Other ID":

- Geostationary space station licensees should leave this block blank.
- International bearer circuit regulatees should leave this block blank.
- Earth station licensees should enter their *call sign*.

- International public fixed radio licensees should enter their *call sign*.
- International (HF) broadcast stations should enter their *call sign*.

Block (14)—"Payment Type Codes":

CSGN: Use this code when making a regulatory fee payment for a geostationary satellite space station.

CAVN: Use this code when making a regulatory fee payment for a VSAT or equivalent C-band earth station.

CARN: Use this code when making a regulatory fee payment for a mobile satellite earth station.

CSTN: Use this code when making a regulatory fee payment for fixed-satellite transmit/receive or transmit only earth station.

CICN: Use this code when making a regulatory fee payment for a 64 KB or equivalent international bearer circuit.

CFRN: Use this code when making a regulatory fee payment for an *international* public fixed radio license.

CRIN: Use this code when making a regulatory fee payment for an *international* (HF) broadcast station license.

Block (15)—"Quantity":

- Space station licensees (i.e., geosynchronous satellites or low-earth orbiting satellite systems) should enter "1" in this book.
- Fixed-satellite earth station licensees should enter the number of authorizations or registrations.
- All other earth station licensees (e.g., VSATs, mobile satellites and fixed-satellite antennas) should enter the number of authorizations or registrations.
- Entities paying for international bearer circuits should enter the number of 64 KB or equivalent circuits.
- All public fixed licensees should enter "1".
- All public international (HF) broadcast station licensees should enter "1".

Block (16)—"Amount Due":

- For geostationary satellite space station regulatory fees (payment type code CSGN), enter \$75,000.
- For international bearer circuit payors (payment type code CICN), multiply the amount from Block 15 ("Quantity") by \$4.00.
- For *international* public fixed radio licensees (payment type code CFRN), enter \$200.
- For *international* (HF) broadcast stations licensees (payment type code CRIN), enter \$250.
- For earth station authorizations or registrations (payment type codes CARN, CAVN and CSTN), enter \$330.

Block (17)—"FCC Code 1":

- Leave this block blank.

Block (18)—"FCC Code 2":

- For geosynchronous space station satellites *ONLY*. Enter the *satellite name*.
- For international bearer circuit payors, enter the *company name*.

Federal Communications Commission.

William F. Caton,
Acting Secretary.

[FR Doc. 95-19050 Filed 8-2-95; 8:45 am]

BILLING CODE 6712-01-M

[Report No. 2088]

Application for Review of Action in Rulemaking Proceeding

August 1, 1995.

Application for review have been filed in the Commission rulemaking proceedings listed in this Public Notice and published pursuant to 47 CFR Section 1.429(e). The full text of this document are available for viewing and copying in Room 239, 1919 M Street, NW., Washington, DC or may be purchased from the Commission's copy contractor ITS, Inc. (202) 857-3800. Opposition to this petition must be filed by August 18, 1995. Section 1.4(b)(1) of the Commission's rules (47 CFR 1.4(b)(1)). Replies to an opposition must be filed within 10 days after the time for filing oppositions has expired.

Subject: Deferral of Licensing of MTA Commercial Broadband PCS. (GN Docket No. 93-253 and ET Docket No. 92-100).

Number of Petition Filed: 1.

Federal Communications Commission

William F. Caton,
Acting Secretary.

[FR Doc. 95-19139 Filed 8-2-95; 8:45 am]

BILLING CODE 6712-01-M

FEDERAL MARITIME COMMISSION

Notice of Agreement(s) Filed

The Federal Maritime Commission hereby gives notice of the filing of the following agreement(s) pursuant to section 5 of the Shipping Act of 1984.

Interested parties may inspect and obtain a copy of each agreement at the Washington, D.C. Office of the Federal Maritime Commission, 800 North Capitol Street NW., 9th Floor. Interested parties may submit comments on each agreement to the Secretary, Federal Maritime Commission, Washington, DC 20573, within 10 days after the date of the **Federal Register** in which this notice appears. The requirements for comments are found in section 572.603 of Title 46 of the Code of Federal Regulations. Interested persons should consult this section before communicating with the Commission regarding a pending agreement.

Agreement No.: 202-007680-088.

Title: American West Africa Freight Conference.